

Tuesday, August 25, 2015

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 AM.

PRESENT: Supervisors: Frank R. Mecham, Bruce S. Gibson, Adam Hill, Lynn Compton and Chairperson Debbie Arnold

ABSENT: None

THE PLEDGE OF ALLEGIANCE IS LED BY CHAIRPERSON DEBBIE ARNOLD.

Cal Fire Chief Rob Lewin (documents); Mr. Bob Baird - Los Padres National Forest Services, Forest Supervisor; Mr. Todd Derum- Cal Fire; and Mr. Gary Helming - Los Padres National Forest Services: provide an update on the Cuesta Fire and their efforts.

Consent Agenda – Review and Approval:

1-14. This is the time set for consideration of the Consent Agenda.

Chairperson Arnold: opens the floor to public comment.

The action taken for Consent Agenda items 1 through 14 on the following vote is indicated for each item.

Motion by: Frank R. Mecham
Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

Consent Agenda - Administrative Office Items:

1. Request by the San Luis Obispo Business Improvement District (CBID) to reappoint Steve Vinson to the Los Osos/Morro Bay (unincorporated) Local Area Advisory Board. District 2.

The Board approves as recommended by the County Administrative Officer.

2. Request to approve Amendment No. 5 to the Agreement for Services with the Ferguson Group in the amount of \$72,000 to provide federal lobbying services in FY 2015-16. All Districts.

Mr. Eric Greening: speaks.

The Board approves as recommended by the County Administrative Officer.

3. Request to approve the FY 2015-16 agreement with the Foundation for the Performing Arts Center in the amount of \$250,000 for their Encore Campaign from Fund Center 106 – Contributions to Other Agencies. All Districts.

Ms. Heather Cochrane: speaks.

This item is amended, per the addendum to the agenda, by adding Page 9 of 10 to the agreement which was inadvertently omitted. Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

4. Submittal of a resolution setting the FY 2015-16 tax rates for the Secured Property Tax Roll. All Districts.

This item is amended, per the addendum to the agenda, by replacing Exhibit 1 to update the tax rates set by Santa Barbara County. Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board. RESOLUTION NO. 2015-216, adopted as amended.

Consent Agenda - District Attorney Items:

5. Submittal of a resolution authorizing the District Attorney to sign a renewal agreement (Clerk's File) with the California Office of Emergency Services (Cal OES) in the amount of \$202,274 for the continuing administration of a Victim/Witness Assistance Program for FY 2015-2016. All Districts.

Mr. Eric Greening: speaks.

The Board approves as recommended by the County Administrative Officer.

[Clerk's Note: A resolution was not attached to the staff report for the Board to approve. Therefore, an adopted resolution is not associated with this item.]

Consent Agenda - Health Agency Items:

6. Request to approve a contract for calendar years 2015 and 2016 with Hossein Akhavan, M.D. at the rate of \$160 per hour to provide medical services for Mental Health patients. All Districts.

The Board approves as recommended by the County Administrative Officer.

7. Request to approve two (2) FY 2015-16 contracts, with the option to renew for one additional year, with JC Positive Inc. and Sowing Seeds Saving Souls Ministries in the amount not to exceed \$459,228 to provide sober living environment housing in collaboration with drug and alcohol treatment services. All Districts.

The Board approves as recommended by the County Administrative Officer.

8. Submittal of a resolution amending the Position Allocation List for Fund Center 160 - Public Health by deleting a vacant 1.0 FTE Laboratory Assistant I/II and a .50 FTE Administrative Assistant I/II/III and adding a 1.0 FTE Administrative Assistant I/II/III and a .75 FTE Administrative Assistant I/II/III to more effectively provide laboratory and Public Health reception services. All Districts.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-217, adopted.

9. Request to approve a two-year renewal agreement (Clerk's File) with the California Department of Public Health to fund immunization activities for FY 2015-16 through FY 2016-17 in a total amount not to exceed \$214,566. All Districts.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Human Resources Items:

10. Submittal of a resolution to reassign the Senior Geographic Information Systems Analyst job classification from Bargaining Unit 01 to Bargaining Unit 05. All Districts.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-218, adopted.

11. Submittal of a resolution to amend 9.75 Full Time Equivalent (FTE) positions for five Fund Centers: 141-Agricultural Commissioner, 109-Assessor, 160-Public Health, 142-Planning & Building and 405-Public

Works to consolidate eight Mapping/Graphics Systems Specialists I, II, III, Mapping and Graphics Systems Supervisor, Cadastral Mapping Systems Specialists I, II, III, and Cadastral Mapping Systems Supervisor classes into four classes, entitled Geographic Information Systems Analyst I, II, III (GIS Analyst) and Senior Geographic Information Systems Analyst (Sr. GIS Analyst). All Districts.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-219, adopted.

Consent Agenda - Public Works Items:

- 12. Request approval of Parcel Map CO 05-0091, a proposed 1 lot subdivision for condominium purposes by Rudolph C. Bachmann, that has been received and has satisfied all the conditions of approval that were established at the public hearing on the tentative map, Avila Beach. District 3.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Public Works Sitting as Flood Control District:

- 13. Request to authorize the Director of Public Works to execute a Memorandum of Agreement with the United States Bureau of Reclamation to develop the Plan of Study for the Salinas and Carmel River Basins Study. Districts 1 and 5.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Social Services Items:

- 14. Request to approve a FY 2015-16 new service contract (Clerk’s File) for the California Work Opportunity and Responsibility for Kids (CalWORKs) Housing Support Program (HSP) with Family Care Network, Inc. (FCNI) in the amount of \$1,270,750. All Districts.

The Board approves as recommended by the County Administrative Officer.

Public Comment Period:

- 15. This is the time set for members of the public to address the Board on matters that are not scheduled on the agenda.

Dr. C. Hite: expresses her on-going concerns regarding economic impacts to tenants with fixed incomes in Los Osos.

Ms. Michelle Knapp - Concerned Citizens for Avila Beach: addresses the critical need to update the Avila Beach Area Plan.

Mr. Gary Kirkland: speaks to a conflict of interest with the Board Members who also sit on the Local Agency Formation Commission (LAFCO) as it relates to the formation of the Paso Robles Water District.

Mr. Eric Greening: announces a Division of Oil, Gas & Geothermal Resources hearing on September 21, 2015 regarding a waiver to allow a Class II injection into the Arroyo Grande oil field.

Mr. Ben DiFatta: comments on an upcoming project proposal by John Madonna for a retirement community off Los Osos Valley Road.

Ms. Jeannette Watson: discusses the August 20, 2015 LAFCO meeting; and questions when the County will put forth effort to create water storage areas for rainfall.

Ms. Linde Owen: addresses sewer flow issues in Los Osos.

Mr. Brad Snook - Surfrider Foundation Co-Chairperson: comments on trading water as a shared vital

resource; and reviews the Northern Cities Management Area (NCMA) annual report.

Mr. John Snyder: presents and discusses management area overviews for the Santa Maria and Paso Robles Groundwater Basins.

Mr. Joey Racano – California Ocean Outfall Group Director: suggests designating a Chumash Marine Sanctuary. **No action taken.**

Board Business - Public Works - Board Sitting as Flood Control District

16. Submittal of a Desalination Opportunities Summary Report and recommended direction to staff to proceed on emergency and long term desalination opportunities. All Districts.

Chairperson Arnold: opens the floor to public comment.

Mr. Eric Greening; Mr. Gary Kirkland; Ms. Julie Tacker; Mr. Jeff Edwards; Ms. Linde Owen; Mr. Brad Snook – Surfrider Foundation Co-Chairperson; Mr. Joey Racano; Mr. John Snyder; Mr. Mike Brown – Coalition of Labor, Agriculture and Business (COLAB); Ms. Mary Webb; Mr. Richard Margetson; Ms. Debbie Peterson; and Mr. Ben DiFatta: speak.

The Board of Supervisors acting as the San Luis Obispo County Flood Control and Water Conservation District: 1) receives and files the Desalination Opportunities Summary Report (Attachment 2); 2) directs staff to engage the Integrated Regional Water Management Program Regional Water Management Group and any other potential project partners in discussions regarding regional desalination facility concepts, opportunities and projects; 3) directs staff to engage potential stakeholders in the Santa Maria and Los Osos Groundwater Basins regarding drought relief opportunities presented by the Diablo Canyon Nuclear Power Plant Desalination Facility near-term efforts illustrated in (Attachment 1); and 4) directs staff to move forward on a parallel track to develop, in concert with PG&E, an emergency project to make desalinated water available to South County communities in the event of continued drought conditions.

Motion by: Lynn Compton
Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

Closed Session Items:

17. The Board announces they are going into Closed Session regarding:

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Two; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Two.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) County of San Luis Obispo v. San Luis Obispo Government Attorneys’ Union; (4) County of San Luis Obispo v. San Luis Obispo Deputy County Counsel Association; (5) County of San Luis Obispo County Deputy County Counsel’s Association, et al. v. County of San Luis Obispo, et al.; (6) Los Osos Community Services District v. Golden State Water Company, et al.;

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of

the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (7) San Luis Obispo Government Attorney’s Union (SLOGAU); (8) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (9) Deputy County Counsel’s Association (DCCA); (10) Sheriffs’ Management; (11) San Luis Obispo County Probation Peace Officers’ Association (SLOCPPOA); (12) Deputy Sheriff’s Association (DSA); (13) District Attorney Investigators’ Association (DAIA); (14) San Luis Obispo County Probation Managers’ Peace Officers’ Association (SLOCPMPOA); (15) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (16) Unrepresented Management and Confidential Employees; and (17) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board, sitting as the Governing Board of the San Luis Obispo County In Home Support Services Public Authority, to meet in Closed Session to have a conference with its Labor Negotiator Tami Douglas-Schatz concerning the following: Name of employee organization: (18). United Domestic Workers.

Chairperson Arnold: opens the floor to public comment without response.

(Supervisor Adam Hill is now absent.)

Thereafter, pursuant to the requirements of the Brown Act, County Counsel reports out on the items discussed during Closed Session as follows: no report required as no final action was taken and the Board goes into Open Public Session.

Presentations

- 18.** Submittal of a resolution recognizing David W. Pomeroy upon his retirement after 32 years of service. All Districts.

District Attorney Dan Dow and Mr. David Pomeroy: speak.

Chairperson Arnold: opens the floor to public comment without response.

RESOLUTION NO. 2015-220, a resolution commending David W. Pomeroy in recognition of 32 years of service with San Luis Obispo County, adopted.

Motion by: Frank R. Mecham
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			

Hearings:

- 19.** Hearing to consider an appeal by Thomas Hilliard of the Subdivision Review Board decision to require Conditions of Approval 7 (gas line installation), 12 (Transfer of Development Credit requirement) and 13 (Community Water) as part of the approval of a Tentative Parcel Map (CO12-0065) to subdivide a 5 acre parcel into two 2.5 acre parcels located at 14284 Sandoval Road, south of the City of Atascadero; exempt from CEQA. District 5.

Ms. Cathy Hilliard - Appellant: speaks.

Chairperson Arnold: opens the floor to public comment.

Mr. David La Rue (document) and Mr. Mike Brown – Coalition of Labor, Agriculture and Business (COLAB): speak.

On motion by Chairperson Debbie Arnold, seconded by Supervisor Lynn Compton, to uphold the appeal and use the South Atascadero Community Based Program, is discussed.

Supervisor Gibson: addresses the need to comply with the County's Land Use Ordinance (LUO) requiring one Transfer Development Credit (TDC), with Ms. Karen Nall - Department of Planning and Building responding.

Chairperson Arnold: reads into the record section 22.24.300, with Ms. Nall responding that is old language for the voluntary program and the section that applies to this project is 22.24.070. Further, clarifies this project is not part of the South Atascadero Program because it is a compliant subdivision and is in a rural area, subject to a TDC.

Mr. Timothy McNulty – Assistant County Counsel: states in order to uphold the appeal, the Board would need to find facts that a TDC doesn't apply to this lot.

Ms. Schani Siong and Mr. Bill Robeson – Department of Planning and Building: reads into the record amendments to the resolution (Title and No. 4); Findings - Exhibit A (adding a new Finding M); and Conditions of Approval – Exhibit B (removing No. 12 and 19 a.).

Supervisor Gibson: states the Finding is insubstantial and undermines the TDC Program and therefore cannot support the motion.

The Board amends: the title to the resolution to read “resolution upholding the appeal of Thomas Hilliard and modifying the decision of the Subdivision Review Board and conditionally approving the application of Thomas Hilliard for a Tentative Parcel Map CO12-0065.”; No. 4 to the resolution to read: “That the appeal filed by Thomas Hilliard is hereby upheld, the decision of the Subdivision Review Board is modified and the application of Thomas Hilliard for the Tentative Parcel Map CO12-0065 is hereby approved subject to the conditions of approval set forth in revised Exhibit B, attached hereto and incorporated by reference herein as though set forth in full.”; the Revised Findings – Exhibit A, by adding a new Finding M to read: “Adjustments – Transfer Development Credits. M. Retirement of a transferable development credit is unnecessary because of the following special circumstances applicable to this site: the site is located in South Atascadero within 1.1 miles of the city limits and it is anticipated to require fewer services than similarly situated lots; the project conforms to the 2.5 acre minimum parcel size; and, secondary dwellings are prohibited in South Atascadero.”; the Revised Conditions of Approval – Exhibit B, by removing Condition of Approval No. 12; re-numbering subsequent numbers as 12 through 18; by removing Conditional of Approval No. 18 a. (previously 19 a.); and re-numbering subsequent subsections for Condition No. 18 a. through f. Furthermore, RESOLUTION NO. 2015-221, a resolution upholding the appeal of Thomas Hilliard and modifying the decision of the Subdivision Review Board and conditionally approving the application of Thomas Hilliard for a Tentative Parcel Map CO12-0065, adopted as amended and based on the revised Findings in Exhibit A and the revised Conditions of Approval in Exhibit B.

Motion by: Debbie Arnold
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)		x		

20.
- Hearing to consider an appeal by James Stevens of the Subdivision Review Board decision to require Condition of Approval 12 regarding the requirement for a Transfer of Development Credit as part of the approval of a Tentative Parcel Map (CO14-0053) to subdivide a 5 acre parcel into two 2.5 acre parcels located at 9522 Los Palos Road, south of the City of Atascadero; exempt from CEQA. District 5.

Mr. Jim (aka James) Stevens - Appellant: speaks.

Chairperson Arnold: opens the floor to public comment.

Mr. David La Rue and Ms. Jamie Kirk: speak.

On motion by Chairperson Arnold, seconded by Supervisor Lynn Compton, to uphold appeal, is discussed.

Ms. Timothy McNulty – Assistant County Counsel: states facts are needed to make a finding to uphold the appeal, with Chairperson Arnold and Supervisor Mecham responding.

Mr. Stevens: provides closing statements.

Mr. Bill Robeson and Ms. Megan Martin - Department of Planning and Building: reads into the record the amendments to the resolution (Title and No. 4); Findings - Exhibit A (adding a new Finding K); and Conditions of Approval - Exhibit B (removing No. 12 and 17 b.)

Supervisor Gibson: states he will not be supporting the motion; addresses an inconsistency to applying the same finding from the previous appeal (Item No. 19) when this project will be using further community water services unlike the previous appeal; and states per section 22.24.070 b 3 a (1), finds it difficult to make a finding that these circumstances are applicable only to this site that is under consideration.

The Board amends: the title to the resolution to read: “resolution upholding the appeal of James Stevens and modifying the decision of the Subdivision Review Board and conditionally approving the application of James Stevens for a Tentative Parcel Map CO14-0053”; No. 4 to the resolution to read: “That the appeal filed by James Stevens is hereby upheld and the decision of the Subdivision Review Board is modified and that the application of James Stevens for the Tentative Parcel Map CO14-0053 is hereby approved subject to the conditions of approval set forth in revised Exhibit B, attached hereto and incorporated by reference herein as though set forth in full.”; the Revised Findings – Exhibit A, by adding a new Finding K to read: “Adjustments – Transfer Development Credits - K. Retirement of a transferable development credit is unnecessary because of the following special circumstances applicable to this site: the site is located in South Atascadero within a mile (0.58 miles) of the city limits and it is anticipated to require fewer services than similarly situated lots; the project conforms to the 2.5 acre minimum parcel size; and, secondary dwellings are prohibited in South Atascadero.”; the Revised Conditions of Approval – Exhibit B, by removing Condition of Approval No. 12; re-numbering subsequent numbers as 12 through 16; by removing Conditional of Approval 16 b. (previously 17 b.); and re-numbering subsequent subsections for Condition No. 17 a. through f. Furthermore, RESOLUTION NO. 2015-222, a resolution upholding the appeal of James Stevens and modifying the decision of the Subdivision Review Board and conditionally approving the application of James Stevens for a Tentative Parcel Map CO14-0053, adopted as amended and based on the revised Findings in Exhibit A and the revised Conditions of Approval in Exhibit B.

Motion by: Debbie Arnold
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)		x		

The Board directs staff to come back at the next Strategic Planning Session with the TDC program to correct inconsistencies within the Framework and General Plan and any suggested amendment language.

Motion by: Debbie Arnold
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			

Element by changing the land use category on approximately 34 acres which currently includes 23 acres solely designated Commercial Retail (CR) and 11 acres solely designated Commercial Service (CS), to a mixed Commercial Retail and Commercial Service land use designation that would cover the entire 34 acre site, make related mapping amendments and consider and adopt the Mitigated Negative Declaration; project site is bordered by Ramada Drive, Marquita Avenue, Cow Meadow Place and La Cruz Way in the community of Templeton. District 1.

Chairperson Arnold: opens the floor to public comment.

Ms. Jamie Kirk: speaks.

The Board holds the public hearing on the amendment recommended for approval by the Planning Commission; and RESOLUTION NO. 2015-223, a resolution to amend the San Luis Obispo County General Plan, the Land Use and Circulation Element, and to approve the environmental document, adopted. Furthermore, the reading of the proposed ordinance is waived and said proposed ordinance is read by title only and ORDINANCE NO. 3300, an ordinance amending specific sections of the San Luis Obispo County Land Use Ordinance, Title 22 of the County Code, adopted.

Motion by: Frank R. Mecham

Second by: Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			

22. Hearings to consider resolutions for six proposals to amend and enter into agricultural preserves. AGP2014-00004 - McCrea Ranch - 2121 Shedd Canyon Road approximately 2.0 miles south west of the community of Shandon; AGP2014-00005 - Anderson-Middleton – south of Highway 46 and west of Shed Canyon, approximately 3.5 miles west of the community of Shandon; AGP2014-00009 - Garcia Trust - 1749 Toro Creek Road, approximately 2.5 miles northeast of the City of Morro Bay; AGP2014-00010 - Garcia Trust - 1710 Toro Creek Road, approximately 2.5 miles northeast of the City of Morro Bay; AGP2014-00011 - Garcia Trust - 1750 Toro Creek Road, approximately 2.5 miles northeast of the City of Morro Bay; AGP2014-00012 - James Procter - 2980 Atascadero Road (Highway 41) approximately 4.5 miles east of the City of Morro Bay; exempt from CEQA. Districts 1 and 2.

Mr. Terry Wahler – Department of Planning and Building: adds a 4th recommendation to all six (6) agricultural preserves to direct the Clerk to the record the resolutions.

A. FILE NUMBER AGP2014-00004: Proposal by McCrea Ranch to alter the boundaries of an Agricultural Preserve, rescind an existing Land Conservation Contract and enter into a new Land Conservation Contract to reflect revised property boundaries from a lot line adjustment. The property includes approximately 2,345 acres and is located in the Agriculture land use category at 2121 Shedd Canyon Road approximately 2.0 miles south west of the community of Shandon, in the Shandon-Carriso Sub-area of the North County Planning Area. APNs: 019-171-024, 028, 029, 033, 034, 035, 036, 037, 038 (ptn.); District 1.

Chairperson Arnold: opens the floor to public comment without response.

RESOLUTION NO. 2015-224, a resolution amending an Agricultural Preserve pursuant to the California Land Conservation Act of 1965, adopted. Furthermore, the Board directs the Clerk to record the resolution.

Motion by: Frank R. Mecham

Second by: Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			

B. FILE NUMBER AGP2014-00005: Proposal by Anderson-Middleton to amend an Agricultural Preserve by altering the boundaries and changing the minimum parcel size of the land to be added; and to amend an existing land conservation contract by adding land. The property includes approximately 2,556 acres and with the added 17 acres will total approximately 2,573 acres. The subject parcel is located in the Agriculture land use category south of Highway 46, west of Shed Canyon and approximately 3.5 miles west of the community of Shandon, in the Shandon-Carriso Sub-area of the North County planning area. APNs: 019-171-021, 022, 023 & 038 (ptn.); District 1.

Mr. Wahler: clarifies a discrepancy in the descripton, “Shed Canyon” should read “Shedd Canyon”.

Chairperson Arnold: opens the floor to public comment without response.

RESOLUTION NO. 2015-225, a resolution amending an Agricultural Preserve pursuant to the California Land Conservation Act of 1965, adopted. Furthermore, the Board directs the Clerk to record the resolution.

Motion by: Frank R. Mecham
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			

C. FILE NUMBER AGP2014-00009: Proposal by the Garcia Trust to amend the boundaries of an Agricultural Preserve, rescind an existing Land Conservation Contract and enter into a new Land Conservation Contract to reflect revised property boundaries from a lot line adjustment. The property consists of approximately 320 acres located within the Agriculture land use category, at 1749 Toro Creek Road, approximately 2.5 miles northeast of the City of Morro Bay. The site is in the Adelaida Sub-area of the North County planning area. Assessor Parcel Nos: 046-201-009 and 073-092-048 (ptn.); District 2.

Chairperson Arnold: opens the floor to public comment.

Mr. Dennis Schmidt: speaks.

RESOLUTION NO. 2015-226, a resolution amending an Agricultural Preserve pursuant to the California Land Conservation Act of 1965, adopted. Furthermore, the Board directs the Clerk to record the resolution.

Motion by: Bruce S. Gibson
Second by: Frank R. Mecham

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			

D. FILE NUMBER AGP2014-00010: Proposal by the Garcia Trust to amend the boundaries of an Agricultural Preserve to add land and rescind an existing Land Conservation Contract and enter into a new Land Conservation Contract to reflect revised property boundaries from a lot line adjustment. The property consists of approximately 138.5 acres located within the Agriculture land use category, at 1710 Toro Creek Road approximately 2.5 miles northeast of the City of Morro Bay. The site is in the Adelaida Sub-area of the North County planning area. Assessor Parcel Nos: 073-092-026 and 073-092-048 (ptn.); District 2.

Chairperson Arnold: opens the floor to public comment without response.

RESOLUTION NO. 2015-227, a resolution amending an Agricultural Preserve pursuant to the California Land Conservation Act of 1965, adopted. Furthermore, the Board directs the Clerk to record the resolution.

Motion by: Bruce S. Gibson
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			

E. FILE NUMBER AGP2014-00011: Proposal by the Garcia Trust to amend the boundaries of an Agricultural Preserve, rescind an existing Land Conservation Contract and enter into a new Land Conservation Contract. The property consists of approximately 40.5 acres located within the Agriculture land use category, at 1750 Toro Creek Road approximately 2.5 miles northeast of the City of Morro Bay. The site is in the Adelaida Sub-area of the North County planning area. Assessor Parcel No: 073-092-049; District 2.

Chairperson Arnold: opens the floor to public comment without response.

RESOLUTION NO. 2015-228, a resolution amending an Agricultural Preserve pursuant to the California Land Conservation Act of 1965, adopted. Furthermore, the Board directs the Clerk to record the resolution.

Motion by: Bruce S. Gibson
Second by: Frank R. Mecham

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			

F. FILE NUMBER AGP2014-00012: Proposal by James Procter to establish an agricultural preserve to enable the applicant to enter into a land conservation contract. The property consists of approximately 331 acres located within the Rural Lands land use category at 2980 Atascadero Road (Highway 41), on the southern side of Atascadero Road at the intersection with Bear Ridge Road, approximately 4.5 miles east of the City of Morro Bay. The site is in the Estero planning area and the Salinas River Sub-area of the North County planning area. Assessor Parcel Nos: 073-011-059 & 060; District 2.

Chairperson Arnold: opens the floor to public comment without response.

RESOLUTION NO. 2015-229, a resolution establishing an Agricultural Preserve pursuant to the California Land Conservation Act of 1965, adopted. Furthermore, the Board directs the Clerk to record the resolution.

Motion by: Bruce S. Gibson
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)				

ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn.

I, **TOMMY GONG**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, August 25, 2015, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

TOMMY GONG, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: /s/ Annette Ramirez, Deputy Clerk-Recorder

DATED: August 31, 2015